

1-28-02

A

ATTORNEY'S DOCKET NO.  
090936.0468

PATENT APPLICATION

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APPLICATION FOR U.S. PATENT UNDER 37 C.F.R. § 1.53(b)  
TRANSMITTAL FORM

Box Patent Application  
ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

J1000 U.S. PTO  
10/056665  
01/25/02

Sir:

Transmitted herewith for filing is the utility patent application of:

Inventors or Application Identifier: **Michael P. Rigney, et al.**

Entitled: MODEL-BASED INCIDENT DETECTION SYSTEM WITH  
MOTION CLASSIFICATION

Enclosed are:

1. ☒ Fee Transmittal Form
2. ☒ Specification, Claims and Abstract (29 Total Pages)
3. ☒ Drawings ( 6 Total Sheet(s) of X Formal    Informal)
4. ☐ Combined Declaration and Power of Attorney (   Total Pages)
  - ☐ New executed (original)
  - ☐ Copy from a prior application (for continuation/divisional only)
5. ☐ Priority of foreign Application No.                     ,  
filed on                      is claimed under 35 U.S.C. §  
119.
  - ☐ A certified copy is attached.
  - ☐ A certified copy was filed in prior Application  
Serial No.                     , filed                     .
6. ☒ Nonpublication Request Under 35 U.S.C.  
122(b) (2) (B) (i)

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PATENT APPLICATION

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7. ☐ An Assignment of the invention to **Southwest Research Institute** is attached. A separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included with an Assignment recordal fee of \$40.00 pursuant to 37 C.F.R. § 1.21(h).

8. ☐ Information Disclosure Statement (IDS) PTO-1449  
☐ Copies of IDS Citations.  
☐ Pursuant to 37 C.F.R. § 1.98(d), copies of these references are not being furnished.

9. ☐ Preliminary Amendment

10. ☒ Certificate of Mailing

11. ☒ Return Receipt Postcard

12. Applicant is:

☐ Large Entity

☒ Small Entity

☒ Small Entity Statement enclosed

☐ Small Entity Statement filed in prior application.

Status still proper and desired.

13. The accompanying application is:

☐ Original

☐ Continuation

☐ Divisional

☒ Continuation-In-Part (CIP)

of prior application No. 08/968,916 filed November 6, 1997.

CLAIMS AS FILED IN THE APPLICATION, LESS ANY CLAIMS CANCELED  
BY PRELIMINARY AMENDMENT OR ADDED BY PRELIMINARY AMENDMENT

FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee
					\$ 370.00
Total Claims:	21	- 20 =	1	X \$ 9 =	\$ 9.00
Independent Claims	2	- 3 =	0	X \$42 =	\$ 0.00
TOTAL FILING FEE =					\$379.00

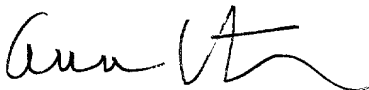
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PATENT APPLICATION

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14. [X] Enclosed is a check in the amount of \$379.00 to satisfy filing fee requirements under 37 C.F.R. § 1.16. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicant



Ann C. Livingston  
Reg. No. 32,479

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05073

PATENT TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael P. Rigney, et al.  
Date Filed: January 25, 2002  
Title: MODEL-BASED INCIDENT DETECTION  
SYSTEM WITH MOTION  
CLASSIFICATION

Box Patent Application  
Honorable Assistant Commissioner  
of Patents  
Washington, D.C. 20231

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Patent Transmittal, Patent Application, Verified Statement Claiming Small Entity Status, Non-Publication Request, and Formal Drawings, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on this 25th day of January, 2002, and is addressed to the Assistant Commissioner of Patents, Box Patent Applications, Washington, D.C. 20231.

  
\_\_\_\_\_  
Amy Rueff

Express Mail Receipt  
No. EL740053266US  
Attorney's Docket:  
090936.0468

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Michael P. Rigney, et al.
	Title	Model-Based Incident Detection System With Motion Classification
	Atty Docket Number	090936.0468

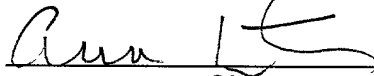
I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

BAKER BOTTS L.L.P.  
Attorneys for Applicants

1/25/02

Date

  
Signature

Ann C. Livingston

Typed or printed name

Reg No. 32,479

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231.